

**COLORADO STATE BOARD OF PHARMACY**  
**August 19, 2010**

**Minutes**

An emergency telephone meeting of the Colorado State Board of Pharmacy was convened by President Jeannine Dickerhofe, R.Ph. at approximately 8:03 a.m. on Thursday, August 19, 2010.

Board members present were: Jeannine G. Dickerhofe, R.Ph.; Katherine Edelblut, R.Ph.; Leonard Hierath, P.E.; Paul Limberis, R.Ph.; Averil Strand, R.N.; Luis Rivera-Lleras, R. Ph.; and Mary Arceneaux, R.Ph.

Staff members attending were Wendy Anderson, Program Director; Chris Gassen, Chief Inspector; and Jack Wesoky, Senior Assistant Attorney General, to advise the Board.

The Board considered the Recommendation on Petition to Enforce Administrative Subpoenas from Michal Hegarty, United States Magistrate Judge issued August 13, 2010 in the United State Department of Justice, Drug Enforcement Administration v. Colorado Board of Pharmacy, Civil Action No. 10-cv-01116-WYD-MEH filed in the United States District Court for the District of Colorado.

The Board voted to move the matter to Executive Session to obtain advice from legal counsel

**EXECUTIVE SESSION**

At 8:05 a.m., Board President Jeannine Dickerhofe moved that the Board enter into Executive Session.

The motion was seconded. The vote was unanimous with six votes approving the motion to go into Executive Session and none opposing.

The Board exited Executive Session at 8:21 a.m.

**OPEN SESSION**

The Board voted unanimously to not file written objections to the Recommendation on Petition to Enforce Administrative Subpoenas from Michal Hegarty, United States Magistrate Judge issued August 13, 2010 in the United State Department of Justice, Drug Enforcement Administration v. Colorado Board of Pharmacy, Civil Action no. 10-cv-01116-WYD-MEH filed in the United States District Court for the District of Colorado and to release the requested data when it is ordered to do so.

The Board also voted unanimously to comply with additional properly served subpoenas by the Drug Enforcement Administration for prescriber information similar to those subpoenas which were the subject of the United States Department of Justice, Drug Enforcement Administration v. Colorado Board of Pharmacy, Civil Action

No. 10-cv-01116-WYD-MEH in the United State District Court for the District of Colorado.

**ADJOURNMENT**

The Board adjourned at approximately 8:25 a.m.

*Approved by Mary Arceneaux, R.Ph., Vice President    Date: September 16, 2010*